

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

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|------------------------|---|-----------------------|
| ALBERT D. JAMES, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| vs. |) | Case No. CIV-08-498-M |
| |) | |
| GREG PROVINCE, Warden, |) | |
| |) | |
| Respondent. |) | |

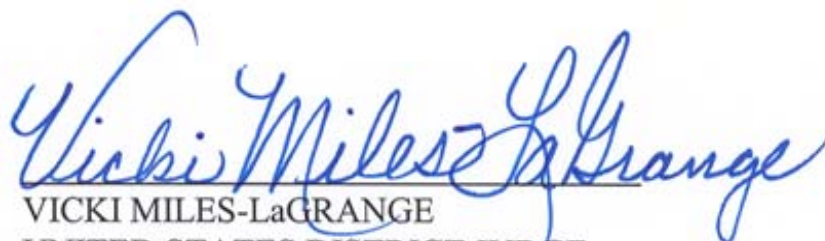
ORDER

On June 24, 2008, United States Magistrate Judge Gary M. Purcell issued a Report and Recommendation in this action brought pursuant to 28 U.S.C. § 2254, seeking a writ of habeas corpus. The Magistrate Judge recommended that the petition for writ of habeas corpus be denied. Petitioner was advised of his right to object to the Report and Recommendation by July 14, 2008. A review of the file reveals no objection has been filed.

Having carefully reviewed this matter de novo, the Court:

- (1) ADOPTS the Report and Recommendation issued by the Magistrate Judge on June 24, 2008;
- (2) DENIES the Petition for Writ of Habeas Corpus; and
- (3) ORDERS that judgment in favor of respondent issue forthwith.

IT IS SO ORDERED this 22nd day of July, 2008.


VICKI MILES-LAGRANGE
UNITED STATES DISTRICT JUDGE